

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 19, 2000
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:09 p.m. The meeting was adjourned at 4:51 p.m. by Deputy Mayor Mathis into Closed Session at 8:00 a.m. on Tuesday, June 20, 2000, in the twelfth floor conference room to discuss existing and anticipated litigation.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-present

(1) Council Member Mathis-present

(2) Council Member Wear-present

(3) Council Member Kehoe-present

(4) Council Member Stevens-present

(5) Council Member Warden-present

(6) Council Member Stallings-present

(7) Council Member McCarty-present

(8) Council Member Vargas-present

Clerk-Abdelnour (er)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-not present
- (5) Council Member Warden-present
- (6) Council Member Stallings-not present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-not present

ITEM-10: INVOCATION

Invocation was given by Reverend Eddie Abellana of Horizon Christian Fellowship.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

ITEM-30: Approval of Council Minutes.

TODAY'S ACTION IS: APPROVED

Approval of Council Minutes for the meetings of:

5/22/2000 Adjourned
5/23/2000 Adjourned
5/29/2000 Adjourned
5/30/2000

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A030-039.)

MOTION BY KEHOE TO APPROVE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-not present, Warden-yea, Stallings-not present, McCarty-yea, Vargas-not present, Mayor Golding-yea.

ITEM-31: San Diego Affordable Housing Week.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1582) ADOPTED AS RESOLUTION R-293274

Proclaiming the week of June 19-22, 2000 to be "San Diego Affordable Housing Week" in recognition of the importance of affordable housing in the lives of our citizens.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A040-090; A304-306.)

MOTION BY WARDEN TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32: Philippine Independence Anniversary Week.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1589) ADOPTED AS RESOLUTION R-293275

Proclaiming June 18-24, 2000 to be "Philippine Independence Anniversary Week" in recognition of the 102nd anniversary of Philippine independence from Spain, and the ongoing efforts of the Council of Philippine American

Organizations of San Diego County to raise awareness of Filipino culture and heritage within our community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A090-162; A304-306.)

MOTION BY WARDEN TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33: Metropolitan Community Church of San Diego Month.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1563) ADOPTED AS RESOLUTION R-293276

Recognizing the efforts of the Metropolitan Community Church of San Diego over the past 30 years to provide a spiritual home and center for social activism for the lesbian, gay, bisexual and transgender community of San Diego;

Proclaiming June 2000 to be "Metropolitan Community Church of San Diego Month" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A166-212; A304-306.)

MOTION BY WARDEN TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-34: Jamie Tucker Day.

COUNCILMEMBER STALLINGS'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1352) ADOPTED AS RESOLUTION R-293277

Proclaiming June 19, 2000 to be "Jamie Tucker Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A217-252; A304-306.)

MOTION BY WARDEN TO ADOPT. Second by Kehoe. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-35: A Special Commendation to the City of San Diego's Metropolitan Wastewater Department.

The City of San Diego's Metropolitan Wastewater Department (MWWD) is being commended for three significant national environmental achievement awards received from the Association of Metropolitan Sewerage Agencies (AMSA): a national Operations Award in 1999 for the O&M Division's ISO 14001 Certification, and two Gold Awards for peak performance, earned by the North City Water Reclamation Plant and the E.W. Blom Point Loma Metropolitan Wastewater Treatment Plant.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A256-301.)

NON-AGENDA COMMENT:

PUBLIC COMMENT-1: REFERRED TO THE CITY MANAGER

Comment by Linda Smith regarding injuries she sustained at a storm drain curb cut.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A326-377.)

PUBLIC COMMENT-2:

Comment by Don Stillwell regarding the possibilities of a police state in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A380-445.)

PUBLIC COMMENT-3:

Comment by Madeline Stalsby regarding the relocation of senior citizens from DeAnza Cove.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A450-476.)

PUBLIC COMMENT-4: REFERRED TO THE CITY MANAGER

Comment by Kim Hammond regarding parking ticket fines. She suggested that the City allow people to work off the fine by performing community service work.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A488-526.)

PUBLIC COMMENT-5:

Comment by Shelley Ruzich regarding her concerns with material she considered to be pornography in the children's section of the library.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A540-583.)

PUBLIC COMMENT-6:

Comment by Jacqueline Scott asking Council to review and remove material that she considers to be pornography located in or near the children's section of the library.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A606-635.)

PUBLIC COMMENT-7:

Comment by Michael Conroy regarding his concerns that enough adaptable and accessible housing is being constructed in San Diego for the people with disabilities and special needs.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B030-044.)

COUNCIL COMMENT:

COUNCIL COMMENT-1:

Council Member Warden recognized Sony corporation for their generous donation of new television sets for Qualcomm Stadium.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B053-084.)

COUNCIL COMMENT:

COUNCIL COMMENT-2:

Council Member Wear recognized and thanked Mayor Golding for her work in the transfer of NTC to the City of San Diego.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B100-114.)

* ITEM-50: Proposed First Quarterly Update to the Land Development Code.

NOTE: The public testimony portion of the hearing is closed.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 6/6/2000. (Council voted 9-0.):

(O-2000-172 Cor. Copy 3) ADOPTED AS ORDINANCE O-18814 (New Series)

Amending Chapter 11, by amending Article 1, Division 2, Sections 111.0207 and 111.0208; by amending Article 2, Division 5, Sections 112.0501 and 112.0507;

by amending Article 3, Division 2, Sections 113.0228 and 113.0234; amending Chapter 12, by amending Article 1, Division 2, Section 121.0203; by amending Article 6, Division 4, Section 126.0404; by amending Division 6, Section 126.0602; by amending Article 7, Division 1, Sections 127.0103 and 127.0106; by amending Division 2, Section 127.0202; by amending Article 8, Division 3, by adding Sections 128.0310, 128.0311, 128.0312, 128.0313, and 128.0314; amending Chapter 13, by amending Article 1, Division 1, Section 131.0112; by amending Division 3, Section 131.0331; by amending Division 4, Sections 131.0431 and 131.0449; by amending Article 2, Division 14, Sections 132.1402 and 132.1403; amending Chapter 14, by amending Article 1, Division 3, Sections 141.0302, 141.0310, and 141.0312; by amending Division 4, Section 141.0405; by amending Article 2, Division 3, Sections 142.0310 and 142.0340; by amending Division 4, Section 142.0405; by amending Division 5, Section 142.0530; by amending Division 12, Sections 142.1215, 142.1250, 142.1290, and 142.1291; by amending Article 3, Division 1, Section 143.0142; and by amending Article 4, Division 2, by renumbering Section 114.0241 to 144.0241 of the San Diego Municipal Code, all relating to the Land Development Code.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-51: Amendments to the San Diego Municipal Code relating to the San Diego City Employees' Retirement System.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 6/5/2000. (Council voted 9-0):

(O-2000-178) ADOPTED AS ORDINANCE O-18815 (New Series)

Amending Chapter II, Article 4, of the San Diego Municipal Code by adding Division 17 titled "Legislative Officers Retirement Plan"; by amending Division 1 by amending Section 24.0103; by amending Division 5; by repealing Division 5-

A and Section 24.0521; by amending Division 6 by amending the title and by reenacting Section 24.0521 to Section 24.0610; by repealing Division 5-C and Sections 24.0541, 24.0542, 24.0543, 24.0544, 24.0545, 24.0546 and 24.0547 and reenacting it in new Division 17 as Sections 24.1701, 24.1702, 24.1703, 24.1704, 24.1705, 24.1706 and 24.1707; by repealing Division 7A and Sections 24.0714.1 and 24.0714.2; by amending Division 7 by reenacting Sections 24.0714.1 and 24.0714.2 to Sections 24.0716 and 24.0717; by amending Division 13 by amending Section 24.1301, all relating to the San Diego City Employees' Retirement System.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D290-472.)

MOTION BY WEAR TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

- * ITEM-52: Ordinance amending San Diego Municipal Code Section 24.0901.1 related to the San Diego City Employees' Retirement System.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 6/5/2000. (Council voted 9-0.):

(O-2000-181) ADOPTED AS ORDINANCE O-18816 (New Series)

Amending Chapter II, Article 4, of the San Diego Municipal Code by amending Division 9, Titled Powers and Duties of Board, by amending Section 24.0901.1, relating to the San Diego City Employees' Retirement System.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D290-472.)

MOTION BY WEAR TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

* ITEM-53: Dedicate and Name City-Owned Land as the "Mission Valley Preserve."

(Mission Valley Community Area. District-6.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/30/2000. (Council voted 9-0.):

(O-2000-176 Cor. Copy) ADOPTED AS ORDINANCE O-18817 (New Series)

Dedicating and naming City-Owned Land as the "Mission Valley Preserve."

FILE LOCATION: DEED F-7788

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-54: Removal of Parking Meters on El Cajon Boulevard.

(Greater North Park Community Area. District-3.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/30/2000. (Council voted 9-0):

(O-2000-173) ADOPTED AS ORDINANCE 18818 (New Series)

Removing the parking meters from the south side of El Cajon Boulevard between Alabama Street and Florida Street, pursuant to Section 86.11 of the San Diego Municipal Code.

NOTE: 6 votes required.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-55: Cable Television Franchise Agreement with Western Integrated Networks of California.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 6/5/2000. (Council voted 9-0):

(O-2000-175) ADOPTED AS ORDINANCE O-18819 (New Series)

Approving a Non-Exclusive Competitive Cable Television Franchise Agreement between the City of San Diego and Western Integrated Networks of California, Operating LLC.

NOTE: 6 votes required pursuant to Section 103 of the City Charter.

FILE LOCATION: FRAN - Western Integrated Networks of California
Operating LLC

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-56: Office Space Lease Amendment - Executive Complex Building.

(Centre City Community Area. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/30/2000. (Council voted 9-0):

(O-2000-183) ADOPTED AS ORDINANCE O-18820 (New Series)

Authorizing the execution of a First Amendment to Lease with Executive One Associates for office space of approximately 8,929 square feet on the 14th Floor of the Executive Complex Building, for the City of San Diego Engineering and Capital Projects Department, commencing October 1, 2000 and terminating March 31, 2014, at an initial monthly rent of \$11,964.86;

Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$109,558.83 from the General Fund 100 for rent from FY 2001 budget, contingent upon approval of the FY 2001 budget by the Mayor and City Council.

NOTE: 6 votes required pursuant to Section 99 of the City Charter.

FILE LOCATION: LEAS - Executive One Associates

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-57: Office Space Lease Amendment - Executive Complex Building.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-186) INTRODUCED, TO BE ADOPTED ON JULY 17, 2000

Introduction of an Ordinance authorizing the City Manager to execute an amended lease agreement with Executive One Associates to lease an additional 8,929 square-feet on the 19th floor of the Executive Complex Building at an initial rental rate of \$4,964.86 per month.

NOTE: 6 votes required pursuant to Section 99 of the City Charter.

CITY MANAGER SUPPORTING INFORMATION:

Recently, the 19th floor of the Executive Complex Building at 1010 Second Avenue became available for lease. The City has the first right of offer to lease the space per our existing lease agreement. Although several City departments need additional space, funding is not available at this time. The City is proposing to sublease the space to the California Border Alliance Group (CBAG). CBAG is employed by the High Intensity Drug Trafficking Areas Program under the direction of the United States Office of the President, National Drug Control Policy. CBAG is federally funded. The City will be leasing the space under the following basic terms:

TERM - Approximately 15 years. The space will be available for occupancy November 1, 2000.

RENT - \$1.34 per square foot or \$11,964.86 per month. Rent will increase to \$1.41 per square foot effective April 1, 2001. Rate is below market for the downtown area.

USE - General office usage.

SIZE - 8,929 square feet.

TENANT IMPROVEMENTS - Landlord will install the tenant improvements at Landlord's sole cost and expense. The cost of the improvements is estimated at \$223,225.

CANCELLATION OPTION - The City or CBAG has the annual right to cancel the Sublease upon giving a nine (9)-month written notice to the other party.

FISCAL IMPACT:

\$95,718.88 will be paid from the General Fund 100, Citywide Office Space Job No. 060143, for FY 2001. CBAG will reimburse the City up-front each year for all rental costs.

Loveland/Griffith/DLM

Aud. Cert. 2100006.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO INTRODUCE THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-58: Sublease Agreement with California Border Alliance Group.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-187) INTRODUCED, TO BE ADOPTED ON JULY 17, 2000

Introduction of an Ordinance authorizing the City Manager to execute a sublease agreement with California Border Alliance Group.

NOTE: 6 votes required pursuant to Section 99 of the City Charter.

CITY MANAGER SUPPORTING INFORMATION:

Recently, the 19th floor of the Executive Complex Building at 1010 Second Avenue became available for lease. The City has the first right of offer to lease the space per our existing lease agreement. Although several City departments need additional space, funding is not available at this time. The City is proposing to sublease the space to the California Border Alliance Group

(CBAG). CBAG is employed by the High Intensity Drug Trafficking Areas Program under the direction of the United States Office of the President, National Drug Control Policy. CBAG is federally funded. CBAG will be subleasing the space under the following basic terms:

TERM - Approximately 5 years with one 5-year option to extend. The space will be available for occupancy November 1, 2000.

RENT - \$1.70 per square foot or \$15,179.30 per month. City is currently paying \$1.34 per square foot or \$11,964.86 per month. The rent will increase 2.5% each year.

USE - General office usage.

SIZE - 8,929 square feet.

TENANT IMPROVEMENTS - The building owner will install the tenant improvements at Owner's sole cost and expense. The cost of the improvements is estimated at \$223,225.

CANCELLATION OPTION - The City or CBAG has the annual right to cancel the Sublease upon giving a nine-month prior written notice to the other party. However, should CBAG cancel the Sublease within the first thirty-six (36) months of the Sublease Agreement, CBAG will be subject to a cancellation fee payable to the city.

FISCAL IMPACT:

The City will receive \$121,434.40 for FY 2001 from CBAG that will be deposited into the General Fund 100. CBAG will reimburse the City up-front each fiscal year for all rental costs.

Loveland/Griffith/DLM

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO INTRODUCE THE ORDINANCE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-100: Two actions related to Approving the Plans and Specifications and Inviting Bids for the Construction of Stonehaven Sewer Main Relocation.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1207) ADOPTED AS RESOLUTION R-293278

Approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental and inviting bids for the Construction of Stonehaven Sewer Main Relocation on Work Order No. 6944;

Authorizing the City Manager to establish contract funding phases and to execute a contract with the lowest responsible bidder;

Authorizing the City Auditor and Comptroller to transfer \$797,793 from Sewer Fund 41506, CIP-46-215.0, Annual Allocation - Infrastructure Upgrade and Replacement to Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement;

Authorizing the expenditure, not to exceed \$946,293 from Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K20092C)

Subitem-B: (R-2000-1208) ADOPTED AS RESOLUTION R-293279

Certifying that the information contained in Mitigated Negative Declaration LDR-99-005, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration reflects the independent judgement of the City as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by Council in connection with the approval of Construction of Stonehaven Sewer Relocation;

Declaring that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and approving said Mitigated Negative Declaration;

Adopting the Mitigation Monitoring and Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

The Stonehaven Sewer Relocation Project is located in the Clairemont Mesa community, east of Morena Boulevard west of Courser Avenue at the cliffs above the Stonehaven parking lot. This project will construct approximately 831 feet of a 12-inch new sewer main, replacing approximately 831 feet of an existing 8-inch sewer main located near the cliff. The replacement of the existing 8-inch sewer main is necessary due to natural soil erosion of the cliffs. This project will relocate the sewer line away from the cliffs, prevent any future health and safety risk to the public, and will enhance the sewer system.

FISCAL IMPACT:

The total estimated cost of the project is \$946,293. Funding is available in Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement for this purpose. This project may be phase funded.

Belock/Boekamp/HR

Aud. Cert. 2001119.

FILE LOCATION: SUBITEMS A & B: CONT - Orion Construction Corp.;
W.O. 6944

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-101: Two actions related to Approving the Plans and Specifications and Inviting Bids for the Modification to the North City Water Reclamation Plant Sodium Hypochlorite Disinfection System.

(University Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1117) ADOPTED AS RESOLUTION R-293280

Approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental and inviting bids for the modifications to the North City Water Reclamation Plant Sodium Hypochlorite Disinfection System on Work Order No. 194589;

Authorizing the City Manager to execute a contract with the lowest responsible bidder, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the expenditure of an amount not to exceed \$850,000 from Fund No. 41509, CIP-42-910.1, North City Water Reclamation Plant. (BID-K00107)

Subitem-B: (R-2000-1118) ADOPTED AS RESOLUTION R-293281

Certifying that the information contained in Environmental Impact Report DEP-91-0516, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration reflects the independent judgement of the City as Lead Agency in connection with the modifications to the North City Water Reclamation Plant Sodium Hypochlorite Disinfection System.

CITY MANAGER SUPPORTING INFORMATION:

This request provides for authorization to advertise for bids and award a contract to the lowest responsible bidder, based on actual low bid submitted, for the North City Water Reclamation Plant (NCWRP) Sodium Hypochlorite Disinfection System Modification (SHC) project. The purposes of this project are to upgrade the existing filter effluent and the blended reclaimed water sodium hypochlorite disinfection systems. Modifications will integrate and further automate the

flow streams of the utility and filter backwash water produced from filter effluent, and blended reclaimed water, whether produced by normal or backup mode.

The disinfection system control will be based on automatic compound loop control, and designed to maintain certain chlorine residuals within reasonable tolerances in compliance with the State of California Department of Health Services requirements for reclaimed water. The project consists of the construction of a new outdoor disinfection storage facility with two SHC day tank and metering pumps close to the point of application near the Chlorine Contact Tanks. Capacity of the day tanks are approximately 2000 gallons, 8'-0" diameter x **8'-0"** height. The new Outside Storage Facility will be fully contained, and a concrete canopy structure for sun screening and for aesthetic purposes will be built. This structure will be similar in appearance to the existing NCWRP odor control facility.

FISCAL IMPACT:

The total authorized to expend is \$ 850,000, of which \$750,000 is for the construction contract, \$37,500 for contingencies and \$62,500 is for other related costs.

Loveland/Schlesinger/ALM

WWF-00-454.

FILE LOCATION: SUBITEMS A & B: CONT - Orion Construction Corp.;
W.O. 194589

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102: Land Transfer to State of California - Tijuana River Valley.

(Tijuana River Valley Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1396) ADOPTED AS RESOLUTION R-293282

Authorizing the City Manager to execute a Grant Deed to the State of California, Department of Parks & Recreation, granting APN-662-020-20.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego accepted, at no cost, an 11.40-acre parcel of land in 1996. The land was gifted to the City by the beneficiaries of the estate of Bessie Knox and Harley Knox. The property was intended to be conveyed by the City to the State of California, Department of Parks and Recreation for inclusion into the Tijuana River National Estuarine Research Reserve. Additionally, City staff was able to negotiate with the State to enable Metropolitan Wastewater Department to perform a 7-acre riparian mitigation project on State-owned property at no cost. According to San Diego Municipal Code 22.0907, no appraisal is required to transfer this property to a public agency.

FISCAL IMPACT:

There is no fiscal impact with this proposal.

Loveland/Griffith/CPA

FILE LOCATION: DEED F-7785

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103: Donation of a Portion of Park De La Cruz to the State of California.

(City Heights West Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1533) ADOPTED AS RESOLUTION R-293283

Donating Parcels 1 and 2 of Park De La Cruz to the State of California;

Authorizing the execution of a grant deed to the State of California,
granting those rights, title and interest as described in the grant deed.

CITY MANAGER SUPPORTING INFORMATION:

The Park and Recreation Department has designed Park De La Cruz to include a fence separating the Park from the Interstate 15 right-of-way, located at the top of the newly constructed freeway embankment. The location of the fence will allow the largest developed park site, as well as a site which will be safe and easily maintained. In order to facilitate this design, the City must transfer ownership of a small, unusable, linear parcel, which is located outside the planned park boundary, containing approximately 3,684 square feet. The subject land is currently designated, not dedicated, for park use. Upon such transfer, the park boundary fence can be placed at the top of the embankment, as designed, and the freeway right-of-way will extend to the fence, thus eliminating an unusable and difficult to maintain strip of City land. Since this transfer has been requested by the Park and Recreation Department, and since the subject land has only nominal value and is not included within the design of Park De La Cruz, it is requested that the land be donated to the State of California. An easement is also necessary to allow the construction by CalTrans of a retaining wall footing. It contains 441 square feet, and is of nominal value. A donation is also recommended.

FISCAL IMPACT:

None.

Loveland/Griffith/ACG

FILE LOCATION: DEED F-7786

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104: Kaiser Permanente Land Transfer.

(Rancho Peñasquitos Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1539) ADOPTED AS RESOLUTION R-293284

Approving the acceptance by the City Manager of a grant deed which proposes to transfer 19.93 acres encumbered with a Conservation Easement from Kaiser Permanente to the City of San Diego for inclusion with the City's adjacent property all within the Multiple Species Conservation Planned Area.

CITY MANAGER SUPPORTING INFORMATION:

By deed dated May 12, 1988, Kaiser Permanente acquired a 19.93 acre parcel in the Del Mar Mesa area as an offsite mitigation requirement. Kaiser has proposed transferring the 19.93 acres, which is encumbered with a Conservation Easement, to the City for inclusion with the City's adjacent property all within the Multiple Species Conservation Planned area.

FISCAL IMPACT:

None with this action.

Loveland/Griffith/RAG

FILE LOCATION: DEED F-7787

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105: Two actions related to Carmel Mountain Open Space Preserve.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1278) ADOPTED AS RESOLUTION R-293285

Authorizing a grant agreement with the California Wildlife Conservation Board (Board) for the grant of \$1,160,000 to the City of San Diego, to be used toward the acquisition of real property for the Carmel Mountain Open Space Preserve;

Authorizing the City Manager to open escrow for the acquisition of 9.42 acres, upon approval of the Grant Agreement by the Board. The grant funds of \$1,160,000 are to be deposited directly into escrow by the Board.

Subitem-B: (R-2000-1573) ADOPTED AS RESOLUTION R-293286

Authorizing the execution of a grant agreement with the California State Coastal Conservancy Board for the grant of \$4,200,000 to the City of San Diego, to be used toward the acquisition of real property for the Carmel Mountain Open Space Preserve;

Authorizing the City Manager to open escrow for the acquisition of 9.42 acres, upon approval of the grant agreement by the Board. The grant funds of \$4,200,000 are to be deposited directly into escrow by the Board.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego is requesting consideration of the following proposals from the State of California Wildlife Conservation Board's Land Acquisition Program and the California State Coastal Conservancy. The San Diego City Council adopted the MSCP on March 18, 1997. These grants would allow the City to obtain funding for the acquisition of a portion of Carmel Mountain including 23 building lots, vernal pool habitat and associated buffer areas totaling 9.42 acres of the Torrey Surf property in Carmel Valley Neighborhood 8A. On August 2, 1999, staff

provided a closed session briefing to the City Council on the negotiations for real property acquisition with Standard Pacific Homes Inc. (owner). Among the 12 points of negotiation was the commitment from the state and federal wildlife agencies to assist in paying Standard PacificHomes for 23 building lots. Since August 2, 1999, several points of these negotiations have been modified by mutual agreement including the conveyance of real property.

As the owner in fee title and land manager of the adjacent properties on Carmel Mountain and in the interest in expediting the real property acquisition, the State has requested that the City accept the state funds via these grant requests and to assume fee title of the subject property directly from Standard Pacific Homes. An escrow will be opened for the deposit of the \$5.360 million dollar grant towards the overall acquisition. The balance of the funding will come from yet to be identified funds and non-cash contributions. Council authorization to enter into the Real Property Acquisition Grant Agreements is a prerequisite for both the Wildlife Conservation Board action and the State Coastal Conservancy. This grant application is currently docketed for consideration for the Coastal Conservancy Board meeting on June 22, 2000.

FISCAL IMPACT:

If awarded, the City will receive up to \$1.160 million from the Wildlife Conservation Board and \$4.2 million from the State Coastal Conservancy. All appraisal and transaction costs will be covered by the State's grant. On-going management and monitoring costs have been anticipated and estimated within the scope of the MSCP program. Incremental annual costs are addressed through the City's annual budget process.

Loveland/Griffith/BLM

FILE LOCATION:

SUBITEMS A & B: MEET

COUNCIL ACTION:

(Tape location: D200-290.)

MOTION BY KEHOE TO ADOPT WITH THE UNDERSTANDING THAT THE REMAINING \$1.5 MILLION NEEDED BETWEEN THE ACQUISITION PRICE AND WHAT IS CURRENTLY IDENTIFIED NOT BE TAKEN OUT OF FUNDS THAT HAVE ALREADY BEEN PRIORITIZED. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

* ITEM-106: Three actions related to Coronado View Maintenance Assessment District.

(South Encanto Neighborhood Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1494) ADOPTED AS RESOLUTION R-293287

Resolution to levy and collect Fiscal Year 2001 assessments.

Subitem-B: (R-2000-1495) ADOPTED AS RESOLUTION R-293288

Approving the City Engineer's report.

Subitem-C: (R-2000-1496) ADOPTED AS RESOLUTION R-293289

Approving the Fiscal Year 2001 Budget for the Coronado View Maintenance Assessment District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2001 assessments for the Coronado View Maintenance Assessment District (District). The District was established in July 1983 to provide maintenance for one acre of landscaped street slope along 60th Street between Fulner Street and Tooley Street, within the District. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	2,772.00	\$ 2,772.00
REVENUE:			
Assessments	\$ 17,716.00	\$ 0.00	17,716.00
Interest	<u>0.00</u>	<u>150.00</u>	<u>150.00</u>
TOTAL REVENUE	\$ 17,716.00	\$ 150.00	\$ 17,866.00
TRANSFER	(1,277.00)	1,277.00	0.00

EXPENSE:

Personnel	\$ 6,443.00	\$ 0.00	\$ 6,443.00
Contractual	5,000.00	0.00	5,000.00
Incidental	3,256.00	0.00	3,256.00
Utilities	<u>1,740.00</u>	<u>0.00</u>	<u>1,740.00</u>
TOTAL EXPENSE	\$ 16,439.00	\$ 0.00	\$ 16,439.00
 ENDING BALANCE	 \$ 0.00	 \$ 4,199.00	 \$ 4,199.00

The proposed assessment for Fiscal Year 2001 is \$152.72 per Equivalent Benefit Unit (EBU). This is an increase of \$8.64 (a 6.0% increase) per EBU from Fiscal Year 2000 assessment of \$144.08 per EBU. The assessment increase is due to maintenance cost increases and is within the allowable change in the San Diego CPI-U from the base year of 1998. The District contains 116 EBU's.

FISCAL IMPACT:

All costs are assessed to the District. There is no net Fiscal Impact.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A, B, & C: STRT-M-387-01 (34)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107: Three actions related to Mission Boulevard Maintenance Assessment District
(Mission Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1507) ADOPTED AS RESOLUTION R-293290

Resolution to levy and collect Fiscal Year 2001 assessments.

Subitem-B: (R-2000-1508) ADOPTED AS RESOLUTION R-293291

Approving the City Engineer's report.

Subitem-C: (R-2000-1509) ADOPTED AS RESOLUTION R-293292

Approving the Fiscal Year 2001 Budget for the Mission Boulevard Maintenance Assessment District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2001 assessments for the Mission Boulevard Maintenance Assessment District (District). The District was established on June 30, 1981 to provide maintenance for approximately 200 trees and planter boxes along Mission Boulevard from San Diego Place to Pacific Beach Drive. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		
	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
BEGINNING BALANCE	\$ 0.00	\$ 72,743.00	\$ 72,743.00
REVENUE:			
Assessments	\$ 46,393.00	\$ 0.00	46,393.00
Interest	<u>0.00</u>	<u>2,000.00</u>	<u>2,000.00</u>
TOTAL REVENUE	\$ 46,393.00	\$ 2,000.00	\$ 48,393.00
TRANSFER	7,416.00	(7,416.00)	0.00
EXPENSE:			
Personnel	\$ 3,222.00	\$ 0.00	\$ 3,222.00
Contractual	40,739.00	0.00	40,739.00
Incidental	<u>9,848.00</u>	<u>0.00</u>	<u>9,848.00</u>
TOTAL EXPENSE	\$53,809.00	\$ 0.00	\$ 53,809.00
ENDING BALANCE	\$ 0.00	\$ 67,327.00	\$ 67,327.00

The proposed assessment for Fiscal Year 2001 is \$14.68 per Equivalent Benefit Unit (EBU). The assessments may be indexed annually by the factor published in the San Diego CPI-U. This is the same as Fiscal Year 2000. The District contains 3,157.49 EBU's.

FISCAL IMPACT:

All costs are assessed to the District. There is no net fiscal impact.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A, B, & C: STRT-M398-01 (34)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108: Three actions related to Rancho Bernardo Maintenance Assessment District.

(Rancho Bernardo Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1491) ADOPTED AS RESOLUTION R-293293

Resolution to levy and collect Fiscal Year 2001 assessments.

Subitem-B: (R-2000-1492) ADOPTED AS RESOLUTION R-293294

Approving the City Engineer's report.

Subitem-C: (R-2000-1493) ADOPTED AS RESOLUTION R-293295

Approving the Fiscal Year 2001 Budget for the Rancho Bernardo Maintenance

Assessment District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2001 assessments for the Rancho Bernardo Maintenance Assessment District (District). The District was established in July 1983 to provide maintenance of landscaped and paved street medians plus streetscapes within the District boundaries. For Fiscal Year 2001, the District will maintain 183,625 sq. ft. of landscaped medians, 270,414 sq. ft. of unpaved medians, and 539,805 sq. ft. of streetscape.

The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 111,394.00	\$ 111,394.00
REVENUE:			
Assessments	\$154,227.00	\$ 0.00	\$ 154,227.00
Interest	0.00	4,000.00	4,000.00
City Contribution	<u>22,035.00</u>	<u>0.00</u>	<u>22,035.00</u>
TOTAL REVENUE	\$ 176,252.00	\$ 4,000.00	\$ 180,262.00
 TRANSFER	 \$ 16,206.00	 (16,206.00)	 0.00
 EXPENSE:			
Personnel	16,108 .00	0.00	16,108.00
Contractual	112,750.00	0.00	112,750.00
Incidental	32,560.00	0.00	32,560.00
Utilities	<u>31,050.00</u>	<u>0.00</u>	<u>31,050.00</u>
TOTAL EXPENSE	\$ 192,468.00	\$ 0.00	\$192,468.00
 ENDING BALANCE	 \$ 0.00	 \$ 99,188.00	 \$ 99,188.00

The proposed assessment for Fiscal Year 2001 is \$6.57 per Equivalent Benefit Unit (EBU). This is an increase of \$0.37 (a 6.0% increase) per EBU from Fiscal Year 2000 assessment of \$6.20 per EBU. The increase is due to increased costs of servicing medians within the District, and is within the allowable change in the San Diego CPI-U from the 2000 Fiscal Year. The District contains 23,462.61 EBU's.

FISCAL IMPACT:

It is proposed that the City contribute a total of \$22,035 from the Gas Tax Fund toward the maintenance of 183,625 square feet of landscaped medians (0.12/sq. ft.). This represents the City's share of expenses incurred for maintenance of street medians comparable to similar areas throughout the City. All other costs are assessed to the District.

Loveland/McLatchy/SY

FILE LOCATION: SUBITEMS A, B, & C: STRT M-400-01 (34)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109: Three actions related to Tierrasanta Maintenance Assessment District.

(Tierrasanta Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1488) TRAILED TO TUESDAY, JUNE 20, 2000

Resolution to levy and collect Fiscal Year 2001 assessments.

Subitem-B: (R-2000-1489) TRAILED TO TUESDAY, JUNE 20, 2000

Approving the City Engineer's report.

Subitem-C: (R-2000-1490) TRAILED TO TUESDAY, JUNE 20, 2000

Approving the Fiscal Year 2001 Budget for the Tierrasanta Maintenance Assessment District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2001 assessments for the Tierrasanta Maintenance Assessment District (District). The District was established in 1972 to provide maintenance for 263,383 square feet of landscaped center medians, and 907 acres of open space. The Fiscal Year 2001 proposed maintenance costs for the District are as follows:

	<u>FUND</u>		
<u>DESCRIPTION</u>	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
BEGINNING BALANCE	\$ 0.00	\$117,113.00	\$117,113.00
REVENUE:			
Assessments	\$486,515.00	\$ 0.00	\$486,515.00
Interest	\$ 0.00	\$ 7,500.00	\$ 7,500.00
City Contribution	<u>\$ 54,281.00</u>	<u>\$ 0.00</u>	<u>\$ 54,281.00</u>
TOTAL REVENUE	\$540,796.00	\$ 7,500.00	\$548,296.00
TRANSFER			
	\$ 70,869.00	(\$70,869.00)	\$ 0.00
EXPENSE:			
Personnel	\$ 64,432.00	\$ 0.00	\$ 64,432.00
Contractual	\$340,000.00	\$ 0.00	\$340,000.00
Incidental	\$ 81,183.00	\$ 0.00	\$ 81,183.00
Utilities	<u>\$126,050.00</u>	<u>\$ 0.00</u>	<u>\$126,050.00</u>
TOTAL EXPENSE	\$611,665.00	\$ 0.00	\$611,665.00
ENDING BALANCE	\$ 0.00	\$ 53,744.00	\$ 53,744.00

The proposed assessment for Fiscal Year 2001 is \$49.80 per Equivalent Benefitting Unit (EBU) in Zone 1, Zone 2, and Zone 3. This is an increase of \$5.34 (a 12.0 percent increase) per EBU from Fiscal Year 2000 assessment of \$44.46 per EBU. The increase is due to increased maintenance costs, and is within the allowable change in the SD CPI-U for base year 1998. The District contains 10,813.7 EBU's; 9,386.7 EBU's in Zone 1, 1,213.3 EBU's in Zone 2, and 213.7 EBU's in Zone 3.

FISCAL IMPACT:

It is proposed that the City contribute a total of \$54,281. The Gas Tax Fund will contribute \$31,606 for the maintenance of 263,383 sq. ft. of medians (0.12 per sq. ft.). The Environmental Growth Fund will contribute \$22,675 for 907 acres of open space (\$25 per acre). This represents

the City's share of expenses incurred for maintenance of street medians and open space comparable to similar areas throughout the City. All other costs are assessed to the District.

Loveland/McLatchy/SY

FILE LOCATION: STRT-M-403-01 (34)

COUNCIL ACTION: (Tape location: B120-508.)

* ITEM-110: Burgener Boulevard (from Jellet Street to Milton Street) Underground Utility District.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1438) ADOPTED AS RESOLUTION R-293296

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the Burgener Boulevard (from Jellet Street to Milton Street) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Burgener Boulevard (from Jellet Street to Milton Street) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street.

Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral.

Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$350,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$1,000. Funding available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001217.

FILE LOCATION: STRT-K-280 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111: Broadway (from 25th Street to 30th Street) Underground Utility District.

(Greater Golden Hill Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1444) ADOPTED AS RESOLUTION R-293297

Calling a public hearing to determine whether the public health, safety, or general

welfare requires the formation of the Broadway (from 25th Street to 30th Street) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Broadway (from 25th Street to 30th Street) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street.

Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral.

Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$800,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$1,000. Funding available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001215.

FILE LOCATION: STRT-K-284 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the

following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112: Jackson Drive (from Lake Shore Drive to City Limits) Underground Utility District.

(Navajo Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1442) ADOPTED AS RESOLUTION R-293298

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the Jackson Drive (from Lake Shore Drive to City Limits) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Jackson Drive (from Lake Shore Drive to City Limits) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street.

Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral.

Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$542,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$1,000. Funding available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001218.

FILE LOCATION: STRT-K-283 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113: La Jolla Mesa Drive (from Deerhill Court to La Jolla Scenic Drive) Underground Utility District.

(La Jolla Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1477) ADOPTED AS RESOLUTION R-293299

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the La Jolla Mesa Drive (from Deerhill Court to La Jolla Scenic Drive) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the La Jolla Mesa Drive (from Deerhill Court to La Jolla Scenic Drive) Underground Utility District. The formation of

this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$260,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209).

Belock/Boekamp/HR

FILE LOCATION: STRT-K-286 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114: Lamont Street (from Fortuna Avenue to Grand Avenue) Underground Utility District.

(Pacific Beach Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1475 Cor. Copy) ADOPTED AS RESOLUTION R-293324

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the Lamont Street (from Fortuna Avenue to Grand Avenue) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Lamont Street (from Fortuna Avenue to Grand Avenue) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$343,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209).

Belock/Boekamp/HR

FILE LOCATION: STRT-K-285 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-115: Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1446) ADOPTED AS RESOLUTION R-293300

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street.

Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service.

Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$953,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light

replacement. Cost estimated at \$1,000. Funding available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001216.

FILE LOCATION: STRT-K-281 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116: Strand Way (from Ventura Place to Island Court) Underground Utility District.
(Mission Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1440) ADOPTED AS RESOLUTION R-293301

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the Strand Way (from Ventura Place to Island Court) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the Strand Way (from Ventura Place to Island Court) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding

consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$100,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209). The fiscal impact to the City is for the administration and street light replacement. Cost estimated at \$1,000. Funding available in CIP-37-028.0, Undergrounding of City Utilities.

Belock/Boekamp/HR

Aud. Cert. 2001214.

FILE LOCATION: STRT-K-282 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117: West Point Loma Boulevard (from Nimitz Boulevard to Chapman Street)
Underground Utility District.

(Midway Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1479) ADOPTED AS RESOLUTION R-293302

Calling a public hearing to determine whether the public health, safety, or general welfare requires the formation of the West Point Loma Boulevard (from Nimitz Boulevard to Chapman Street) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is identified in CIP-37-028.0, "Annual Allocation - Undergrounding of City Utilities", and will underground the overhead utility facilities in the West Point Loma Boulevard (from Nimitz Boulevard to Chapman Street) Underground Utility District. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electrical service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of their electrical service trench for electrical and conduit up to a maximum of \$3,500 per electric service lateral. Reimbursements will also include the cost of modifications to the electrical service box, up to a maximum of \$1,000 for residential conversions and \$1,500 for commercial conversions, when such modifications are needed to receive underground service. Typical costs for service box modifications range from \$300 - \$1,500. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching, conduit and any needed electric service box modifications.

FISCAL IMPACT:

SDG&E Cost: The construction cost of \$375,000 will be financed through the use of San Diego Gas and Electric Company's Annual Allocation Funds as directed by the Public Utilities Commission (Case 8209).

Belock/Boekamp/HR

FILE LOCATION: STRT-K-287 (38)

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-118: Grant Application - California Law Enforcement Technology Equipment Purchase (CLETEP) Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1526) ADOPTED AS RESOLUTION R-293303

Authorizing the Chief of Police to apply for, accept, expend, manage and administer funds for the grant called the California Law Enforcement Technology Equipment Purchase (CLETEP) Program, including any extensions or amendments;

Declaring that such authorization shall include all aspects of grant acceptance, operation, contracts, expenditures and certificates, and the City will comply with all applicable statutory and/or regulatory requirements related to this program;

Authorizing the Chief of Police, on behalf of the City Manager, to accept, expend, manage and administer any amendments, extensions, renewals, or future funding of this program for a period of up to five years, in the event that funding is made available by the State of California;

Authorizing the City to provide the ongoing costs of operation relating to this program, including any amendments, under the program and funding terms and conditions of the State of California;

Declaring that grant funds and/or resources received hereunder shall not be used to supplant expenditure controlled by this body.

CITY MANAGER SUPPORTING INFORMATION:

The State of California, through the Office of Criminal Justice Planning, has made funds available on an accelerated, one-time basis to law enforcement agencies for the purpose of enhancing local law enforcement technology to address problems relating to crime suppression and prevention. These funds may only be used to establish, augment and upgrade advanced law enforcement communication and automation systems, including those of patrol, investigations, records and support. We were required to identify a specific crime problem in our proposal. We chose to emphasize juvenile and gang related crime. Funding eligibility was predetermined based on population and crime rate.

The San Diego Police Department was authorized for grant funding of \$1,405,920. There is no requirement for matching funds. SDPD has made tremendous progress in implementing Automated Field Reporting. However, Officers are still hampered in law enforcement and crime prevention by paper-intensive processes. These grant funds will be used for enhancements and upgrades to progress toward the City's communication/automation vision of allowing Police Officers in the field to use their laptop computers in a wireless mode. This wireless linkage will include the ability of Officers to submit reports to the Criminal Records Management System, investigations, and other required destinations from the field; communicate in real time with dispatchers, investigators and supervisors; forward reports to the Automated Regional Justice Information System (ARJIS); access real-time information in the community to assist citizens in neighborhood problem solving; provide a database of social service, diversion and other resources for referrals; and access a wide variety of local, regional, State and national data.

FISCAL IMPACT:

This is a one-time opportunity to obtain State funds to offset planned, but previously unfunded, enhancements to SDPD's overall communication/automation strategy. There is no requirement for matching funds. First year SDPD costs total \$79,118, as follows: network access and maintenance costs of \$54,818, payable to SDDPC; and wireless laptop communication costs of \$24,300, payable to GTE. Subsequent annual costs will be approximately \$111,000. All annual maintenance costs will be paid from the Police Department's annual budget.

Uberuaga/Bejarano/DJW

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-119: Donation of Sixty-one Televisions by Sony Electronics Inc., Technology Center San Diego to Qualcomm Stadium.

(District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1520) ADOPTED AS RESOLUTION R-293304

Authorizing the City Manager to accept the generous donation of sixty-one 32" televisions by Sony Electronics, Inc., Technology Center San Diego, which has a value of \$110,000.

CITY MANAGER SUPPORTING INFORMATION:

Sony Electronics Inc., Technology Center San Diego, which is located in Rancho Bernardo would like to donate to Qualcomm Stadium sixty-one (61) 32" flat-screen Sony televisions. This is part of their ongoing community outreach program in which they donate televisions to various organizations. This donation is made to Qualcomm Stadium without any considerations to be given to Sony and there are no requirements placed on their use. It is proposed that the televisions be used to replace older televisions around the Stadium. Since these televisions will greatly improve the service level and enjoyment for Stadium customers, it is recommended that the donation be accepted.

FISCAL IMPACT:

This will result in future expenditure savings in the Stadium budget.

Herring/Wilson/SMS

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-ineligible, Vargas-yea, Mayor Golding-yea.

* ITEM-120: Settlement of the Personal Injury Claim of Denise Markwood.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1543) ADOPTED AS RESOLUTION R-293305

A Resolution approved by the City Council in Closed Session on Tuesday, June 6, 2000, by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$50,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Denise Markwood. (Superior Court Case No. GIC736329, Denise Markwood v. City of San Diego, et al.);

Authorizing the City Auditor and Comptroller to issue one check in the total amount of \$50,000 made payable to Denise Markwood and attorney of record, Thomas Luneau, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the personal injury claim of Denise Markwood against the City of San Diego, its agents and employees, as a result of an incident which occurred on October 11, 1998.

Herring/Oliva/EF

Aud. Cert. 2001206.

NOTE: The Auditor's Certificate was not requested prior to Closed Session. The vote taken in Open Session shall be the official vote.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-121: Bike to Work Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1581) ADOPTED AS RESOLUTION R-293306

Proclaiming May 19, 2000 to be "Bike to Work Day" in San Diego, and all San Diegans are encouraged to consider using alternative means of transportation including bicycles not only on this day but throughout the year.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-122: San Diego HIV Consumer Council Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1522) ADOPTED AS RESOLUTION R-293307

Recognizing the outstanding contributions of the San Diego HIV Consumer Council to educate and serve the HIV/AIDS community of San Diego;

Proclaiming May 31, 2000 to be "San Diego HIV Consumer Council Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-123: Shirley Napierala Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1549) ADOPTED AS RESOLUTION R-293308

Commending and thanking Shirley Napierala for her exemplary dedication to community service;

Proclaiming June 23, 2000 to be "Shirley Napierala Day" in San Diego, in honor of the tremendous contributions Shirley Napierala has made to the City of San Diego and the Rancho Bernardo community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-124: Keith Flitner Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1548) ADOPTED AS RESOLUTION R-293309

Commending and thanking Keith Flitner for his exemplary dedication to community service;

Proclaiming June 24, 2000 to be "Keith Flitner Day" in San Diego, in honor of the tremendous contributions Keith Flitner has made to the City of San Diego and the Mira Mesa Community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-125: Nobel Athletic Area and Library - Consultant Agreement for General Development Plan.

(University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1434) ADOPTED AS RESOLUTION R-293310

Authorizing an agreement with ONA Inc., for professional design services to develop a general development plan for the Nobel Athletic Area and Library, together with any necessary modifications which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement;

Authorizing the expenditure of an amount not to exceed \$232,200 from CIP-29-718.0, FBA Fund No. 79001, for providing funds for the project;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The present Capital Improvement Program identifies funding for the design of the Nobel Athletic Area. Recently additional Facilities Benefit Association (FBA) funding in the University Community Area has been identified by Council District 1 for a Library at Nobel Athletic Area park site. This City Council action will authorize the City Manager to execute an agreement for phase I design services to develop a General Development Plan (GDP) for the Park and a 30 percent design development for a Library. Upon completion of phase I design, an agreement will be executed to develop the approved concept drawings into construction documents. City staff will lead a community focus group to develop the project plans. In conformance with Council Policy 300-7 five firms were offered interviews, and the firm of ONA Inc. was selected as best qualified to provide professional design services.

FISCAL IMPACT:

The maximum compensation for phase I services as authorized by this agreement is \$207,200. Adding \$25,000 for additional services, the total fee of the agreement is \$232,200. Funds in the amount of \$232,200 are available in CIP-29-7180, FBA Fund No. 79001 for this purpose.

Belock/Boekamp/AZO

Aud. Cert. 2001136.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-126: Amendment to Pro Kids Golf Academy Lease.

(Colina del Sol Community Park. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1433) ADOPTED AS RESOLUTION R-293311

Authorizing the City Manager to execute a Second Amendment to Percentage Lease with Pro Kids, which would eliminate the Faithful Performance Bond requirement for the Project.

CITY MANAGER SUPPORTING INFORMATION:

In September 1994, Pro Kids Golf Academy became the Lessee/Operator of the Colina del Sol Golf Course in East San Diego through an assignment of the lease from National Golf and Tennis. The lease agreement provides Pro Kids Golf Academy with the right to operate and maintain a public 18-hole pitch-and-putt golf course, pro shop, snack bar, food facility, and provide golf instruction. The current lease term will end in 2013. The mission of Pro Kids Golf Academy is to introduce golf to San Diego's inner city youth with instruction, knowledge and appreciation of golf etiquette, the rules of the game, course management, and an opportunity for tournament play. This diversionary program helps combat juvenile delinquency, provides youth with an opportunity to learn skills, and develops self confidence and self esteem. The existing clubhouse is at the end of its economic life. The lease provides that the cost of capital projects be borne by the Lessee. A new 7,067 square foot clubhouse has been designed to replace the existing 3,660 square foot building, at a cost of approximately \$504,000. To date, approximately \$125,000 in architectural, engineering, and planning services have been donated by the Building Industry Association (BIA) and its 800 members. The balance of the labor and materials will also be donated by BIA. Due to the donation of the entire construction project, the status of Pro Kids Golf Academy as a 501(3)(c) non-profit organization, and its lack of an asset base, it is unlikely that a performance bond will be issued by any surety company for this project. Therefore, it is requested that Paragraph 6.06 of the lease be amended to allow this construction project to proceed without a completion bond.

FISCAL IMPACT:

None.

Loveland/Griffith/ACG

FILE LOCATION: LEAS - Pro Kids Golf Academy

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-127: Central Area Police Substation Loan Repayment to Balboa Park/Mission Bay Park Improvement Program.

(Mission Bay Park and Balboa Park Community Areas. Districts-2 and 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1428) ADOPTED AS RESOLUTION R-293312

Authorizing the City Auditor and Comptroller to appropriate loan repayments, not to exceed \$2,600,000, from the Central Area Police Substation to Balboa Park/Mission Bay Improvement Fund 102244, for the Balboa Park/Mission Bay Park Improvement Program, CIP-21-834.0, contingent upon fund availability.

CITY MANAGER SUPPORTING INFORMATION:

Council approved Resolution R-290090, on May 11, 1998, for a \$4.1 million loan to be made from the Balboa Park/Mission Bay Park Improvement Program to the Central Area Police Substation to begin project construction. The loan is to be repaid in installments by October 2002, using State of California COPS Funds.

FISCAL IMPACT:

None to the General Fund. Through future adjustments the remaining balance will be scheduled back into the Balboa Park/Mission Bay Improvement Fund 102244. This action would reappropriate the loan payments, as they are received not to exceed \$2.6 million back into the Balboa Park/Mission Bay Park Improvement Program, CIP-21-834.0.

Belock/Boekamp/AO

Aud. Cert. 2001148.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-128: Biennial Review - Conflict of Interest Codes.

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1464) ADOPTED AS RESOLUTION R-293313

Directing each City department, agency, board and commission subject to a Conflict of Interest Code to review its Code and provide to the City Clerk by August 7, 2000, either a written statement that no amendment is required, or an amended Code for the City Council's approval.

SUPPORTING INFORMATION:

Government Code Section 87306.5 states that, no later than July 1 of each even-numbered year, "code reviewing bodies" are required to direct each local agency, under their Jurisdiction, which has previously adopted a conflict of interest code [Code] to review that agency's Code. Under this law, the term code reviewing body" includes the San Diego City Council, and the term "local agencies" includes not only City departments, but also City-owned corporations, certain City boards and commissions, and certain other local agencies (for example, the Housing Commission), for whom the City Council serves as code reviewing body.

Government Code Section 87306.5 also requires local agencies to submit a biennial report identifying changes in their Code, or a statement that their Code is not in need of an amendment. The biennial reports are submitted to the applicable code reviewing body. Following receipt of either the biennial report identifying Code changes, or a statement that no amendment is needed, from each local agency, the Clerk will prepare a report summarizing the submittals. Revised conflict of interest codes will then be submitted to the City Council for approval.

Abdelnour

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-129: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

(District-8.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-2000-1394) ADOPTED AS RESOLUTION R-293314

Declaring a Continued State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico.

FILE LOCATION: GEN'L - State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-130: Uptown Parking Meter District (District 2).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1577) ADOPTED AS RESOLUTION R-293315

Authorizing the City Manager to take specified actions and assist the Uptown Parking Meter District Advisory Board, operating through the Uptown Partnership, Inc., in accordance with the City's required process for entering into purchase agreements for real property, consistent with the provision of Council Policy 100-18, and to allow for the expenditure of parking meter District 2 (Uptown) funds for the purpose of making an escrow deposit.

CITY MANAGER SUPPORTING INFORMATION:

On March 4, 1997, Council Policy 100-18 was adopted establishing the Parking Meter District Program as a mechanism to fund and implement solutions to parking problems in areas where City parking meters are located. In accordance with Council Policy 100-18 as it applies to Parking Meter District 2 ("Uptown PMD"), the City Council adopted Resolution R-292469 on November 22, 1999, authorizing the Manager to enter into an agreement with The Uptown Partnership, Inc. ("Partnership"), on behalf of the Uptown PMD. Resolution R-292469 authorized the expenditure of Uptown PMD funds consistent with one-year implementation plan activities identified within The Uptown Strategic Mobility Plan. Consistent with the objectives of the aforementioned plan or its successor plan, the Partnership is interested in exploring the viability of acquiring real property within the Uptown PMD to address the area's parking needs. In an effort to ensure long-term property use objectives and appropriate expenditures, the City has a prudent process to follow when authorizing a nonprofit corporation to utilize parking meter district funds for acquiring real property. Following a meeting with the Partnership and City staff, it was determined additional City Council authorization was required to reasonably allow for the acquisition of real property.

This Resolution identifies actions for the Manager to take in assisting the Partnership to investigate the feasibility of acquiring real property. In addition to other forms of assistance, these actions include ordering appraisals and title reports, assessing indemnification and insurance considerations, evaluating public/private ownership options, evaluating financing alternatives, and review of all financing documents before they are finalized and approved by lenders. The Resolution authorizes the Partnership to enter into purchase agreements for real property contingent upon certain conditions being met and City Council approval. The Resolution also authorizes the Auditor and Comptroller to expend an amount not to exceed

\$120,000 for the purpose of making an escrow deposit which will secure time for City staff and the Partnership to evaluate the viability of using public funds to acquire real property, within the Uptown PMD, to address the area's parking needs.

FISCAL IMPACT:

This action authorizes the City Auditor and Comptroller to approve an expenditure of up to \$120,000 (from the \$1,025,465 authorized for expenditure by Resolution R-292469) for the purpose of making an escrow deposit to secure time for City staff and the Uptown PMD Advisory Board to evaluate the viability of using parking meter district funds to acquire real property for Uptown parking solutions.

Loveland/Cunningham/Kawar/TWR

Aud. Cert. 2001239.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150: Employee Computer Purchase Program.

(See City Manager Report CMR-00-127.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-2000-1540) ADOPTED AS RESOLUTION R-293316

Directing the City Manager to develop and implement an Employee Computer Purchase Program by negotiating and then entering into agreements with the San Diego Metropolitan Credit Union and the San Diego Firefighters Credit Union using a "Modified Credit Union" Model.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-151: Planning and Development Review Fees.

(See City Manager Reports CMR-00-130 and CMR-00-120.)

TODAY'S ACTION IS:

Introduce the following ordinance:

(O-2000-188) INTRODUCED, TO BE ADOPTED ON JULY 17, 2000

Introduction of an Ordinance adopting and revising selected Development User Fees.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 6/7/2000, LU&H voted 5-0 to approve the City Manager's recommendation. (Councilmembers Wear, Kehoe, Stevens, Warden, and McCarty voted yea.)

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B525-C195.)

MOTION BY WEAR TO INTRODUCE THE ORDINANCE. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-200: Fiscal Year 2001 Tax Appropriations Limit.

(See City Manager Report CMR-00-128.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1462) ADOPTED AS RESOLUTION R-293317

Establishing the following tax appropriations limit for the City of San Diego pursuant to the authority of California Government Code, Division 9, Title 1 (Sections 7900 et seq.):

Established for Fiscal Year 1999 \$539,035,663

Established for Fiscal Year 2000 \$512,052,218

Established for Fiscal Year 2001 \$548,766,362

Declaring that the document upon which the tax appropriations limit herein established has been determined, pursuant to the requirements of Section 7910 of the California Government Code, has been made available for public review at the office of the City Clerk since June 2, 2000.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201: Advertising for Bids and Amending Agreement for the Construction of Paradise Mesa Standpipe Rehabilitation Project.

(North Bay Terrace Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1430) ADOPTED AS RESOLUTION R-293318

Approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction and inviting for bids for the Paradise Mesa Standpipe Rehabilitation Project on Work Order No. 183031;

Authorizing a contract with the lowest responsible and reliable bidder;

Authorizing the expenditure of an amount not to exceed \$1,979,803 from Water Fund No. 41500, CIP-73-277.0, Annual Allocation for Standpipes and Reservoirs, for providing funds for the project and related costs, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves;

Authorizing the City Manager to execute a First Amendment to Agreement between the City of San Diego and Kennedy/Jenks Consultants for Consulting Services for the Paradise Mesa Standpipe Rehabilitation Project at a cost increase not to exceed \$82,139. (BID-K20095C)

CITY MANAGER SUPPORTING INFORMATION:

The Paradise Mesa Standpipe is a steel water tank located off Statton Court in Bay Terraces. Constructed in 1979, it stands 120 feet tall, is 60 feet in diameter, and has a capacity of 2.5 million gallons. It is the tallest treated-water storage tank in the City and maintains water pressure in the area. During times of high demand, including fires, it provides a local ready source of additional water to supply the demand. Current seismic standards require that the standpipe be modified to reduce the chance of failure in an earthquake. Current health regulations require removal and replacement of the interior coating. Due to its age, other repairs and modifications are necessary to continue successful and efficient operation of this facility. These include installation of a seismic shutoff valve, a recirculating pump, an interior catwalk, cathodic corrosion protection system improvements, miscellaneous mechanical, electrical, civil, and site upgrades, and a radio telemetry system to communicate with the Water Department

Central Control Room via the SCADA system. City Manager Action, Document No. C-09209, dated Feb 03, 1999, previously approved the amount of \$212,253 for Engineering/Design Consultant Services provided by Kennedy/Jenks Consultants. The First Amendment to this Agreement is needed to provide additional required Engineering Services during the bidding and construction phases. The Water Department Capital Improvement Program has identified this facility as a funded project that will improve the reliability of the City water system.

FISCAL IMPACT:

The total estimated project cost is \$2,192,335. Funding of \$1,979,803 for the construction and related costs, and the Engineering Amendment is available from CIP-73-277.0, Annual Allocation for Standpipes and Reservoirs.

Aud. Cert. 2001189.

Belock/Gardner/MM

FILE LOCATION: W.O. 183031

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202: Two actions related to Approving the Plans and Specifications and Inviting Bids for Sewer Replacement Group 659.

(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-1210) ADOPTED AS RESOLUTION R-293319

Approving the plans and specifications and inviting bids for Sewer Replacement Group 659 on Work Order No. 173641;

Establishing contract funding phases and authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the expenditure of not to exceed \$1,573,260 from Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement, for providing funds for the project and related costs, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K20085C)

Subitem-B: (R-2000-1211) ADOPTED AS RESOLUTION R-293320

Certifying that the information contained in Mitigated Negative Declaration LDR-99-0096, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, that the declaration reflects the independent judgement of the City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by Council;

Adopting the Mitigation Monitoring and Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

Sewer Group 659 is part of the program established by the City of San Diego mandating the replacement of all concrete sewer mains currently in service. The sewer mains in these projects were constructed as early as 1927 and are approaching the end of their useful life. Replacement of these deteriorated sewer mains will continue to provide the community with a safe and reliable sewer infrastructure. This project is in the Peninsula Community Area and consists of replacing approximately 10,945 lineal feet of sewer mains. The following streets and alleys will be affected by the construction operations: The alley between and parallel to Bermuda Avenue and Point Loma Avenue from Santa Barbara Street to approximately 110 feet west of Sunset Cliffs Boulevard; the alley between and parallel to Point Loma Avenue and Adair Street from Santa Barbara Street west to approximately 228 feet east of Sunset Cliffs Boulevard; Point Loma Avenue from approximately 128 feet west of Sunset Cliffs Boulevard and Ebers Street from Point Loma Avenue to approximately 138 feet south of Point Loma Avenue; Bermuda Avenue from Santa Barbara Street approximately 272 feet east to Alexandria Drive; Alexandria

Drive from Bermuda Avenue approximately 277 feet south; Point Loma Avenue from Santa Barbara Street approximately 710 feet east of Santa Barbara Street; Trieste Drive from Point Loma Avenue approximately 710 feet south to La Paloma Street; Santa Barbara Street from Point Loma Avenue approximately 2,540 feet south to the alley between and parallel to Moana Drive and Tarento Drive; and the alley between Moana Drive and Tarento Drive north of Santa Barbara Street approximately 302 feet north to Varona Street. The project includes new sewer laterals to those addresses affected by the sewer main replacements.

FISCAL IMPACT:

The total estimated cost of this project is \$1,573,260. This amount includes \$302,750 for design and inspection and \$1,210,000 for construction and \$60,510 for contingencies and related costs. Funding is available from Sewer Fund 41506, Annual Allocation Sewer Main Replacements CIP-44-001.0, for this purpose.

Loveland/Belock/HR

WWF-00-423.

FILE LOCATION: SUBITEMS A & B: CONT - Foss Environmental;
W.O. 173641

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-203: New Personal Computer Training Services Contract.

(Centre City and Mira Mesa Community Areas. Districts-2 and 5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1541) ADOPTED AS RESOLUTION R-293321

Authorizing the City Manager to execute an agreement with New Horizons

Computer Learning Center, for employee personal computer training services, as required for the initial contract period of July 1, 2000 through June 30, 2002, for an amount not to exceed \$594,000;

Authorizing the City Manager to execute three yearly Option renewal periods from July 1, 2002 through June 30, 2005, with New Horizons Computer Learning Center, provided that the City Auditor first furnishes one or more certificates demonstrating that the funds necessary for such expenditure under said yearly Option period are on deposit in the City Treasury for each City exercised Option period of the Program.

CITY MANAGER SUPPORTING INFORMATION:

Commencing in FY97, the City of San Diego entered into an agreement with Learnsoft Corporate Training Center to provide training of various computer applications at a competitive price to the City. The agreement with Learnsoft Corporate Training Center continued through the initial year and three yearly renewal periods. The agreement expires June 30, 2000.

A Request for Proposals (RFP) for the provision of personal computer training services at both City and Consultant identified facilities was issued to 26 firms in December 1999. The City received proposals from 8 local firms. The firms were evaluated by a Consultant Selection Committee composed of representatives from the Information Technology and Communications Department, Engineering and Capital Projects Department, Police Department, Water Department, Fire Department, Treasurer's Department, Park and Recreation Department and Risk Management Department. The evaluation criteria included costs of services, computer training experience, training resources, program management, administrative management, quality, and commitment to equal opportunity.

New Horizons Computer Learning Center was the highest rated firm based on the above criteria and some very advantageous additional benefits, which include free follow-up support for all students, electronic registration and reporting, free repeat privileges, web-based training, multimedia CD-ROM training and substantial discounts for City staff and their immediate family members who may choose to enroll in New Horizons public classes. This action requests approval of the agreement by the City Council for the initial contract period of July 1, 2000 through June 30, 2002, with three (3) option to renew periods, spanning three (3) fiscal years, ending June 30, 2005. Renewals shall be contingent on City Manager or designee approval based on satisfaction of the training program by City employees and department PC Training Coordinators.

FISCAL IMPACT:

This is a requirements contract. As such, the City will incur expenses only as the need for employee computer training arises within each City department. Based on the past six (6) years of computer application training within the City, it is estimated that \$594,000 (\$297,000 per year) will be expended for personal computer application training over the contracts initial two (2) year period, FY 2001 and FY 2002.

Uberuaga/Neff//PM

Aud. Cert. 2001207.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204: Provision of Information Technology Strategic Planning Consulting Services.

(See City Manager Report CMR-00-129. Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1542) ADOPTED AS RESOLUTION R-293322

Authorizing an agreement with Gartner Group Inc., for the provision of Information Technology Strategic Planning Consulting Services, for an amount not to exceed \$446,088, together with any modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of the agreement;

Authorizing the expenditure of an amount not to exceed \$446,088.

Aud. Cert. 2001209.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C340-D190.)

MOTION BY KEHOE TO ADOPT WITH THE FOLLOWING DIRECTIONS:
1) REQUEST THAT THE CONSULTANT COME BACK WITH MORE
INFORMATION ON A CITY-WIDE PHONE LINE THAT WOULD SIMPLIFY
AND CENTRALIZE PUBLIC REQUESTS FOR INFORMATION AND
ACTION; 2) THE COUNCIL MEMBERS BE KEPT INFORMED OF THE
PROCESS; 3) THE CITY BECOME INVOLVED IN GENERATING A STUDY
OF THE DIGITAL DIVIDE. Second by Mathis. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205: Addendum to the Mesa Shopping Center East Cost Reimbursement District Agreement.

(Continued from the meeting of 5/16/2000, Item 333, at the City Manager's and the property owners request, to allow for further review.)

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-1160) ADOPTED AS RESOLUTION R-293323

Authorizing the City Manager to accept the Addendum to the Mesa Shopping Center East Cost Reimbursement District Agreement dated 1999;

Re-affirming that a factually sustainable proportionality exists between the June 23, 1992, amendment to the Mesa Shopping Center East Cost Reimbursement District and the benefit to the Abrams/Bohannon property.

CITY MANAGER SUPPORTING INFORMATION:

The Mesa Shopping Center Cost Reimbursement District was established on February 13, 1990, R-275163. The District was formed to allow the developer, Mesa Shopping Center East, to capture the costs of installing the public infrastructure improvements which are of benefit to others. Revised estimates for right-of-way costs and sewer and drainage improvements resulted in an amendment to the Abrams/Bohannon lien. The lien was increased by Council from \$570,948 to \$998,299, R-276554, dated September 18, 1990. Due to increased right-of-way costs and an increase in overall improvement costs the Abrams/Bohannon lien was increased by Council from \$998,299 to \$1,543,500, R-280212, dated June 23, 1992.

This Addendum to the Mesa Shopping Center Cost Reimbursement District establishes the proportionality between the increased costs assessed the Abrams/Bohannon property and the benefit received by the property from the installed facilities. The addendum identifies the benefits received by the Abrams/Bohannon parcel from the Cost Reimbursement District improvements and the impacts and requirements associated with the potential development. It establishes the essential nexus between the lien and the benefit. The establishment of proportionality and nexus affirm the Mesa Shopping Center Cost Reimbursement District previously established and the distribution of costs of the installed facilities among the benefitting properties.

FISCAL IMPACT STATEMENT:

None. This action would simply reaffirm the increased lien imposed on the Abrams/Bohannon property on June 23, 1992.

Loveland/Goldberg/GH

FILE LOCATION: STRT CR-11 (50)

COUNCIL ACTION: (Tape location: C215-336.)

MOTION BY WARDEN TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE ADDENDUM TO THE MESA SHOPPING CENTER EAST COST REIMBURSEMENT DISTRICT AGREEMENT DATED 1999, REAFFIRMING THAT A FACTUALLY SUSTAINABLE PROPORTIONALITY EXISTS BETWEEN THE JUNE 23, 1992 AMENDMENT TO THE MESA SHOPPING CENTER EAST COST REIMBURSEMENT DISTRICT AND BENEFIT TO THE ABRAMS/BOHANNAN PROPERTY. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-206: Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

HEARING HELD

Property: City-wide gas and electric franchises. Agency Negotiator: City Negotiation Team as designated by the City Council.

Negotiating Parties: City of San Diego and San Diego Gas and Electric Co.

Under Negotiation: Franchise fee as set forth in the reopener clause of the gas and electric franchises.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this issue is listed on the docket only for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Adjourn into Closed Session on June 20, 2000.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B120-508.)

CONSENT MOTION BY MATHIS TO OPEN AND CLOSE THE HEARING AND ADJOURN INTO CLOSED SESSION ON JUNE 20, 2000. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-250: SUBMISSION OF BALLOT PROPOSALS

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to the Rules Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket 127 days prior to the election the ballot proposals which have been referred back to Council following Rules Committee review.

Therefore, the City Clerk's Office has established the following administrative guidelines for the November 7, 2000 election:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	5/26/00	165	LAST DATE (10:00 a.m.) for public to submit ballot proposals to City Clerk for review by Rules Committee
Monday	6/5/00	155	Rules Committee review
Tuesday	6/13/00	147	LAST DATE for City Manager, department or other public agency to submit ballot proposals to City Clerk for placement on Council Docket
Monday	6/19/00	141	Council Docket (PUBLIC NOTICE) lists proposals referred by Rules Committee
Monday	6/26/00	134	Council adopts propositions for ballot; directs City Attorney to prepare ordinances
Monday	through 7/24/00	to 106	
Monday	7/31/00	99	Council adopts ordinances prepared by City Attorney
Friday	8/11/00	88	Last day for City Clerk to file with Registrar of Voters all elections material
Thursday	8/24/00	75	Last day to file ballot arguments with City Clerk

If you have questions, please contact the Office of the City Clerk at 533-6476.

ITEM-251: Ballot Proposals Referred to the City Council by Rules Committee.

On June 5, 2000, four proposals, submitted in accordance with Council Policy 000-21, were reviewed by the Rules Committee and referred to the City Council for possible placement on the ballot for the November 7, 2000 General Election. The four proposals listed below will be docketed for consideration by the Council between June 26, 2000 and July 24, 2000.

- A. Ballot proposal to amend the City Charter submitted by the Charter Change Committee and the Committee of 2000.
- B. Ballot proposal submitted by Citizens in Action for Local Libraries to adopt The People's Library Budget Ordinance.
- C. Ballot proposal submitted by LandGrant Development regarding increasing the height limitation in the Coastal Zone for the International Gateway of the Americas project.
- D. Ballot proposal submitted by the Select Committee on Government Efficiency & Fiscal Reform regarding amendments to the City Charter regarding the Personnel director and the Civil Service Commission.

If you have questions, please contact the Office of the City Clerk at 533-4025.

ITEM-252: Settlement of the claim of PCL Civil Constructors, Inc. resulting from the unforeseeable conditions encountered by the contractor.

(R-2000-1550) Tb(CACTION Tb)

Adopted as Resolution R-293268.

A Resolution approved by the City Council in Closed Session on Tuesday, June 6, 2000, by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$550,000 in the settlement of each and every claim against the City, its agents and employees, resulting from

the unforeseeable conditions encountered by the contractor (Superior Court Case No. 732050, PCL Civil Constructors, Inc. v. City of San Diego); Authorizing the City Auditor and Comptroller to issue one check in the amount of \$550,000, made payable to PCL Civil Constructors in full settlement of all claims.

Aud. Cert. 2001219.

NOTE: This item is placed on a Council docket, so that the official and public record will reflect the adoption of this Resolution. It does not require any further Council action.

ITEM-253: Settlement of the Personal Injury Claim of Lori Kaye Deason, et al.

(R-2000-1544) Tb(CACTION Tb)

Adopted as Resolution R-293270.

A Resolution approved by the City Council in Closed Session on Tuesday, June 6, 2000, by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$50,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Lori Kaye Deason, et al. (Superior Court Case No. 731952, Lori K. Deason v. City of San Diego, et al.);

Authorizing the City Auditor and Comptroller to issue one check in the total amount of \$50,000 made payable to the Clerk of the Superior Court, in full settlement of all claims.

Aud. Cert. 2001197.

NOTE: This item is placed on a Council docket, so that the official and public record will reflect the adoption of this Resolution. It does not require any further Council action.

NON-DOCKET:

NONE

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Mathis at 4:51 p.m. in honor of the memory of Jack Fitzpatrick as requested by Mayor Golding and Arthur Traber as requested by Council Member Warden.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D497-546).